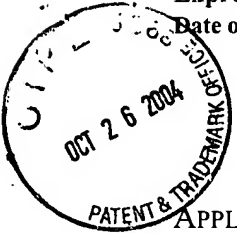


Express Mail Label No.: EV231272993

Date of Deposit: October 26, 2004

10-28-04  
1653  
Attorney Docket No. 21402-214CIP (Cura 514CIP)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Edinger, *et al.*

SERIAL NUMBER: 10/087,684

EXAMINER: Snedden, Sheridan

FILING DATE: March 1, 2002

ART UNIT: 1653

FOR: PROTEINS AND NUCLEIC ACIDS ENCODING SAME

**MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

October 26, 2004

Boston, Massachusetts

**PRELIMINARY AMENDMENT AND RESPONSE TO MAY 26, 2004 RESTRICTION REQUIREMENT**

This Preliminary Amendment and Response is submitted in response to the Restriction Requirement mailed May 26, 2004 in the above-identified patent application. A Petition for Four Month Extension of Time and the required fee are filed herewith. With this extension, these documents are due on or before Tuesday, October 26, 2004. Thus, Applicants believe no additional fees are due in connection with this filing. However, the Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-214 CIP (CURA 514).

Prior to examination of the above-identified application, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.